

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 4547 of 1983

Date of decision: 29-08-96

For Approval and Signature

The Hon'ble Mr. Justice S. K. KESHOTE

1. Whether Reporters of Local papers may be allowed to see the judgment?
2. To be referred to the Reporter or not?
3. Whether their Lordships wish to see the fair copy of the judgment?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 or any order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

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G.K. BHANDARI

Versus

GOVERNMENT OF GUJARAT  
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Appearance:

MR JD AJMERA for Petitioner  
MR. H.L. Jani for Respondent No. 1

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CORAM : MR.JUSTICE S.K.KESHOTE

Date of decision: 29/08/96

ORAL JUDGEMENT

Heard the learned counsel for the parties.

Under order dated 2nd August, 1982 annexure-B the petitioner was given appointment on temporary basis as teacher in the college for the academic year 1982-83. The petitioner was not allowed to join his post on reopening of the college after vacation, and taking it to be a case of termination he filed this writ petition

before this Court.

2. I do not find any substance in this special civil application. It was a fixed term appointment of the petitioner and as such it has come to an end by efflux of time. The petitioner is bound by the terms of appointment and it cannot be taken that he continues in service after the period for which the appointment was made had come to an end. In such cases order of termination is not required to be made. Order of termination in fixed term appointment is inbuilt. None of the legal or fundamental rights of the petitioner has been infringed in the present case, which calls for interference of this Court. The petitioner has no case whatsoever in his favour.

3. In the result the writ petition fails and the same is dismissed. Rule discharged. Interim relief if any granted earlier by this court stands vacated. No order as to costs.

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